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FAX COVER

To: Victoria Donnelly, From: URGENT-DELIVER TO: **Director of Intellectual Property** Examiner Foong Lin KHQQ Art Unit 2661 Company: Fax: (613) 270-9663 Fax: Tel: Central FAX (571) 273-8300 (613) 270-6026 Date: September 15, 2005 Email: victoria.donnelly@tropicnetworks.com Number of pages (including cover): twenty-one (21)

SUBJECT:

U.S. Patent Application Serial No. 09/964,766

A LABEL SWITCHED COMMUNICATION NETWORK AND

SYSTEM AND METHOD FOR PATH RESTORATION

PLEASE SEE ENCLOSED RESPONSE TO OFFICE ACTION MAILED SEPTEMBER 15, 2005.

Victoria Donnelly Director of Intellectual Property Reg. No. 44,185

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11:57am

Attorney Docket No. TR-013-US Application Serial No. 09/964,766

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CARPINI, W.J. et al.

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IN RE PATENT APPLICATION OF:

09/964,766

ART UNIT:

2661

FILING DATE:

SERIAL NO:

4 October 2001

EXAMINER: KHOO, F. Lin

Customer No:

29382

Confirmation No:

2984

SUBJECT:

A LABEL SWITCHED COMMUNICATION NETWORK AND

SYSTEM AND METHOD FOR PATH RESTORATION

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C., 20231, U.S.A.

Dear Sir.

RESPONSE TO FIRST OFFICE ACTION AND ELECTION

This is responsive to the First Office Action mailed September 6, 2005 in respect of the above-noted application. Applicants elect the claims of Group I, namely, 1-38, 49-55, and 73-74, and reserve the right to file a divisional application for claims 56-72 of Group II.

CLAIMS AS THEY NOW STAND as a result of this election are reflected in the listing of claims beginning on page 2 of this paper.

